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OFFICE OF PETITIONS

In re	:
Keronen, et al.	:
Application No. 09/801,687	: DECISION REGARDING
Filed: March 9, 2001	: PATENT TERM ADJUSTMENT
Patent No. 6,874,683	: AND
Issued: April 5, 2005	: NOTICE OF INTENT TO ISSUE
	: CERTIFICATE OF CORRECTION

This decision is in response to the "COMMENTS ON DETERMINATION OF PATENT TERM ADJUSTMENT", filed April 29, 2005, requesting correction of the patent term adjustment (PTA) indicated on the patent.

The request is GRANTED to the extent indicated herein.

The patent term adjustment indicated on the patent is to be corrected by issuance of a certificate of correction showing a revised Patent Term Adjustment of **fifty (50) days**.

On April 5, 2005, the above-identified application matured into U.S. Patent No. 6,874,683. The patent issued with a Patent Term Adjustment of one hundred (100) days.

However, as pointed out in the application for patent term adjustment, there was an error in the determination of the PTA.

A review of the file reveals that the Notice of Allowance was mailed on September 7, 2004. However, on December 10, 2004, applicants filed a petition for correction of inventorship under 37 C.F.R. § 1.48. The Office did not mail a notice in response to the petition until January 28, 2005. Accordingly, pursuant to 37 C.F.R. § 1.704(c)(10), applicant delay of fifty (50) days should have been assessed.

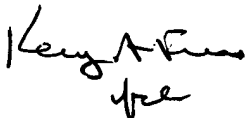
In view thereof, the correct determination of patent term adjustment is **fifty (50)** (367 days of PTO delay, reduced by 317 days of applicant delay).

Accordingly, issuance of a certificate of correction pursuant to 35 U.S.C. 254 and 37 C.F.R. §1.322 is appropriate.

Give the basis for granting this decision, no fee is required and none has been charged. The Office thanks Patentees for their good faith and candor in bringing this matter to the attention of the Office.

The application file is being forwarded to the Certificates of Correction Branch for issuance of a certificate of correction in order to rectify the error regarding the patent term information. See 35 U.S.C. 254 and 37 C.F.R. §1.322. The certificate of correction will indicate that the term of the above-identified patent is extended or adjusted by **fifty (50) days**, subject to any disclaimers.

Telephone inquiries specific to this letter should be directed to Cliff Congo, Petitions Attorney, at (571)272-3207.



Karin Ferriter
Senior Legal Advisor
Office of Patent Legal Administration
Office of Deputy Commissioner
for Patent Examination Policy

Enclosure: draft Certificate of Correction